App. F. IX-4

1926.

File No. 26-26

Previous References (LB).

Serial Nos. 1304
138

Later References
VP. 4/- 30-85 61-98
VP 39-85 86 182

General and Revenue Secretariat.

Serial Nos.

Part B for Jan 27

SUBJECT

Transfer of the functions of the magistrate of the district under certain Sections of the Cattle Trespass act to the Municipal Councils & under 6.12.17 to the Village Panchayets

130 Jo,

The Compiler, Mysore Gazette
No. L 4509 d 12.1.27
Forwards for publication
the notification referred to above.

4-8-27

14
20.1.28

WD 01229—GPB—37,500—1-9-26
App. F. III—2]

General and Revenue Secretariat

25 File No. 20 of 1926

Serial No.

Under Section 20 of the Mysore Village Panchayet Regulation the management and maintenance of cattle pounds devolves on the Village Panchayets and the ~~surplus, if any, of~~ the fines and ~~the unclaimed~~ sale proceeds of cattle have to be credited to the funds of the Panchayets concerned. Secn. 31 of the Cattle Tresspass Act empowers the Govt. to transfer the surplus ~~and~~ to ~~confer on~~ a local authority (that is, a body of persons invested by law with the control and administration of any matters within a specified local area) all or any of the functions of the Magistrate of the District under the Act.

A.

Under Notification No. 15283-L.F.375-92 dated 16th March 1894 issued in the matter and now in force the functions of the Magistrate of the District have been conferred on the Presidents of District Boards and Municipalities. This appears to be not in accordance with the provisions of the Regulation ~~and~~ Such functions have to be conferred on the Tl. Cls. constituted under the Municipal Regulation, ~~the Municipal Board of Sringeri~~ and the Village Panchayets constituted under the Village Panchayet Regulation. The functions of the Magistrates of the District under Sections 5,6,12,14 and 17 of the Act have been transferred under the Notification dated 16th March 1894. ~~and~~ is unnecessary in the case of the Village Panchayets to transfer the powers under Secns. 4,5 and 14 of the Act. A draft Notification is submitted for approval or other orders.

NOTE—Contn. Sheet

General and Revenue Secretariat

L3 File No. 20 of 1926

GEN. & REVENUE SECRETARIAT
2691/L
29. DEC 1926

Serial No.

Trespass Act may be transferred to the Board

DS 20/12/26

Since the Sringeri Muni Board is constituted under an executive order, it is doubtful if the Board can be considered to be a "local authority" as defined in the Cattle Trespass Act; Since the body has to be constituted by law.

The draft says does not include the case of Sringeri municipality.

Submitted for orders.

6798 31/12

28/12

Draft notifn may be appd

1st number.

29.12

Approved my views by us
with all alts

1/1/27

3/1.

3/1/27

8/1.

10/1

10/1/27

WD 01229—GPB—37,500—1-9-26
App. F. III—2]

Serial No.

130

No 4509 dated 12.1.27

To

The Compiler, Kerala Gazette

Notifies the transfer of functions of the magistrate of the Ist-class u/s 46-16, 12, 14 & 17 of the Cochin Taxation Act to the Municipal Councils & under Sections 6, 12 & 14 to the Village Panchayats in regard to persons situated within their respective jurisdictions and directs the receipts being also credited to them

Spare copies of this notification also may perhaps be made available to agriculturists & others for distribution to Municipal and Village Panchayats. If approved the Compiler may be instructed accordingly.

This is desirable. 99.
13/1/27 18/1.

Mem submitted

22/1

for printed copy of draft Ord

Dy
18/1

Mem

22/1

15/1

138

Issued No 4704 of 19.1.27

GENERAL & REVENUE SECRETARIAT
21 JAN. 1927

No. 4509/LR 26-26 18 U30 12th January 1927 4

Notification.

By virtue of the powers vested in them under Secn. 31 of the Cattle Tresspass Act 1871, as amended by ~~the~~ Regulation VIII of 1892 and in supersession of Notification No.15283-L.F.375-92 dated 16th March 1894, the Government of Mysore are pleased to

(1) under clause (a) of the said Section to transfer to the Municipal Councils constituted under the Mysore Municipal Regn., 1906, the functions of the Magistrate of the District under Secns. 4, 5, 6, 12, 14 and 17 of the Act, and to the Village Panchayets constituted under the Mysore Village Panchayets Regulation, 1926, the functions of the Magistrate of the District under Sections 6, 12, & 17, of the Act, in regard to the pounds situated within their respective local jurisdictions, and

(2) under clause (b) of the said Section to direct that the surplus, if any, accruing in respect of such pounds under Secn. 18 of the Act shall be placed to the credit of the funds of the said Municipal Councils and Village Panchayets respectively.

By Order,

L & L Secy. to Govt.

23/1/27

To

The Compiler, Mysore Gazette, for publication and supply of 100 copies to the Secretariat.

5

Notification No. 15283-Local Fund 375-92
dated 16th March 1894.

Under the authority vested in them by Regulation No. VIII of 1892, amending the Cattle Trespass Act of 1871, the Govt. of Mysore are pleased to prescribe the following rules:-

1. The powers and functions of the Magistrate of the District under Sections, 4, 5, 6, 12, 14 and 17 of the Cattle Trespass Act shall in future be exercised by the Presidents of Municipal and District Fund Boards in regard to pounds situate within the local jurisdiction of their respective Boards.

2. Any surplus remaining out of fines for Cattle Trespass and the sale proceeds of impounded cattle shall vest in the local authority within whose jurisdiction the pound in which the cattle are confined is situate.

3. All receipts under fines and sale proceeds in respect of trespassing cattle shall be credited by the proper officer under Rule 1 of this Notification in the treasury in which the funds of the local authority entitled to the receipts are usually deposited.

4. All previous orders inconsistant with above rules are cancelled hereby.

(Mysore Gazette, 1894, Pt. I. P 124)

APP. F. VI. Gl.]

SUBJECT.....

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Section: 63

File No. 26-26

Serial No. 138

Diary No. of letter replied to.....

No. L 4707 Enone

To

The Compiler

Keepers Gazette

General and Revenue Secretariat

( )

the 192

Date of issue 19th Jan 27

Signed by Mer S. K. S

Sir,

In forwarding herewith copy of notification No 4509 LB 26-26-130 dated 12.1.1927, transferring the Village Panchayat Certain Journals under the Cattle Trespass Act I am directed to request you to be good as to arrange for printing & sparing copies of the same in accordance with instructions conveyed in this office No 97174 dated 24.12.26 and for distribution to the officers referred to in the said letter Regarding

Re-reprinted

List of enclosures.....

Copied by.....

Examined by.....

over I have &c

WD 01265—GPB—31,000— 24-12-25

WD 19/1

June 18/1

For Secy to Govt
L & C Dept